

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:	Tracee Eidenschink
Application No.:	10/626794
Filed:	July 22, 2003
For:	BIFURCATION STENT DELIVERY SYSTEM
Examiner:	Not Yet Assigned
Group Art Unit:	Not Yet Assigned

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Docket No.: S63.2Q-11088-US03

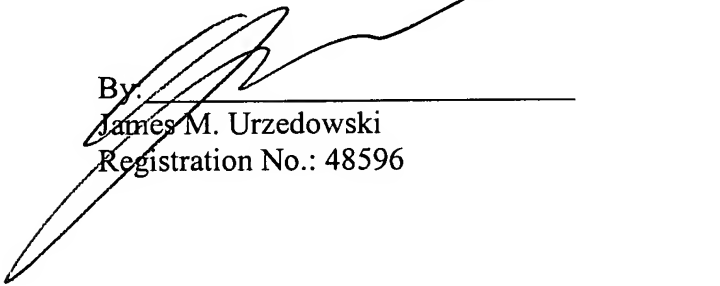
TRANSMITTAL LETTER

1. In regard to the above-identified application, in addition to this 2 page transmittal letter, we are submitting the attached:
4 page Information Disclosure Statement; 3 page list of references cited; 27 references; and Postcard.
2. With respect to fees:
 - No additional fee is required.
 - ☐ Attached is check(s) in the amount of \$
 - Charge additional fee to our Deposit Account No. 22-0350.
3. **CONDITIONAL PETITION FOR EXTENSION OF TIME**
This conditional petition is being filed along with the papers identified in Item 1 above and provides for the possibility that Applicant has inadvertently overlooked the need for a petition and fee for extension of time or for a petition and fee for any other matter petitionable to the Commissioner as required. If any extension of time for the accompanying response is required or if a petition for any other matter is required, by petitioner, Applicant requests that this be considered a petition therefor.
4. Notwithstanding paragraph 2 above, if any additional fees associated with this communication are required and have not otherwise been paid, including any fee associated with the Conditional Petition for Extension of Time, or any request in the accompanying papers for action which requires a fee as a petition to the Commissioner, please charge the additional fees to Deposit Account No. 22-0350. Please charge any additional fees or credit overpayment associated with this communication to the Deposit Account No. 22-0350.

Respectfully submitted,

VIDAS, ARRETT & STEINKRAUS

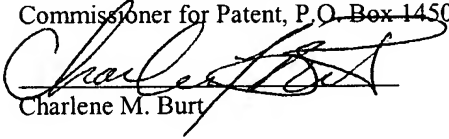
Date: August 18, 2003

By: 
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Certificate Under 37 CFR 1.8: I hereby certify that this Transmittal Letter and the paper(s) as described herein, are being deposited in the U.S. Postal Service, as FIRST CLASS MAIL, addressed to Commissioner for Patent, P.O. Box 1450, Alexandria, VA 22313-1450, on August 18 2003.


Charlene M. Burt



PATENT

UNITED STATES PATENT AND TRADEMARK OFFICE

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INFORMATION DISCLOSURE STATEMENT

Listed below or on an attached form listing the cited references and/or a copy of a PTO-892 form is information known to applicant(s). A copy of each listed publication, U.S. patent, foreign patent and U.S. patent application is being submitted herewith, along with a concise explanation of information in a foreign language, if any, pursuant to 37 C.F.R. §1.97-1.98, *except that* U.S. applications from which priority is claimed under 35 U.S.C. §120, and documents cited in such priority applications, may be omitted from the enclosures pursuant to 37 C.F.R. 1.98(d). Applicant's submission of copies of U.S. applications does not constitute a waiver of the confidentiality of such applications. As such, **Applicant requests that any copies of unpublished US applications submitted herewith be excluded from the file wrapper pursuant to 37 C.F.R. §1.14.**

Applicants respectfully request that the listed information be considered by the Examiner and be made of record in the above-identified application. If the form listing the cited references or PTO-892 from a prior application is enclosed, the Examiner is requested to initial and return it in accordance with MPEP §609.

This statement is not intended to represent that a search has been made or that the information cited in the statement is, or is considered to be, material to patentability as defined in §1.56.

Applications that are listed on the accompanying form listing the cited references as related by priority are related by priority claim under 35 USC §120. Pursuant to 37 CFR §1.98(d), no copies of cited art in a previous application(s) to which priority was claimed need be submitted. Applicant is providing copies of the form listing the cited references and/or 892 forms from these cases.

 X I. This statement qualifies as a no-fee Information Disclosure Statement under 37 C.F.R. §1.97(b) or otherwise because to the knowledge of the undersigned attorney it is being filed (check all that apply):

- X (1) within 3 months of the filing date of the application (other than a CPA); or
- (2) within 3 months of entry of the national stage; or
- X (3) before the mailing of a first Office Action on the merits;
- (4) before the mailing of a first Office Action after the filing of a request for continued examination (RCE) under §1.114;
- (5) as part of a continued prosecution application (CPA); or
- (6) during the period of a suspension of action for a CPA under 37 C.F.R. §1.103(b).

 II. This statement is believed to require a fee or the submission of a certification under 37 C.F.R. §1.97 (c) or otherwise. If this statement is being filed after the latest of: (1) three months beyond the filing date of a national application (other than CPA); (2) three months beyond the date of entry of the national stage as set forth in §1.491 in an international application; (3) the mailing of a first Office Action on the merits; (4) the mailing of a first Office Action after the filing of a request for continued examination under §1.114; or (5) after the filing of a request for a continued prosecution application, but before the mailing date of the earlier of a final office action under §1.113, a notice of allowance under §1.311 or an action that otherwise closes prosecution in the application, then:

- (1) a certification as specified in §1.97(e) is provided below; or
- (2) a fee of \$180.00 as set forth in §1.17(p) is authorized below, enclosed, or included with the payment of other papers filed together with this statement.

____ III. 37 C.F.R. §1.97(d). If this statement is being filed after the mailing date of the earlier of a final office action under §1.113, a notice of allowance under §1.311, or an action that otherwise closes prosecution in the application, but before payment of the issue fee, then:

- ____ (1) a certification as specified in §1.97(e) is completed below; and
- ____ (2) a fee of \$180.00 as set forth in §1.17(p) is authorized below, enclosed, or included with payment of other papers filed together with this statement.

X IV. *Fee Authorization.* If any fee is due for consideration of this Information Disclosure Statement and full payment has not been submitted herewith, regardless of which boxes have been checked above, the Commissioner is hereby authorized to charge any additional fees associated with this communication to Deposit Account No. 22-0350. The Commissioner is hereby authorized to credit any overpayment associated with this communication to Deposit Account No. 22-0350.

If paragraph II.1 or III is checked, also check one of the paragraphs below

____ I hereby certify, under 37 CFR §1.97(e)(1), that each item of information contained in this Information Disclosure Statement was first cited in a communication from a foreign patent office in a counterpart foreign application not more than three months prior to the date of the filing of this information disclosure statement.

____ I hereby certify, under 37 CFR §1.97(e)(2), that no item of information contained in the information disclosure statement was cited in a communication from a foreign patent office in a counterpart foreign application, and to the knowledge of the person signing the statement after making reasonable inquiry, no item of information contained in the information disclosure statement was known to any individual designated in 1.56(c) more than three months prior to the filing of the Information Disclosure Statement.

For the purpose of this certification, Applicant considers the PCT International Search Authority to constitute a foreign patent office.

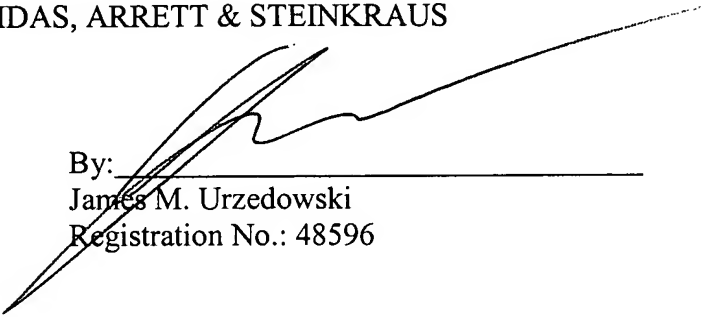
If this Information Disclosure Statement has been submitted without the appropriate box checked, Applicant requests that this Information Disclosure Statement be considered nevertheless if it is timely submitted under any of the provisions of 37 C.F.R. §1.97 or otherwise.

Finally, if any petition is necessary to ensure consideration of this Information Disclosure Statement, Applicant requests that this be treated as such a petition.

Respectfully submitted,

VIDAS, ARRETT & STEINKRAUS

Date: August 18, 2003

By: 
James M. Urzedowski
Registration No.: 48596

6109 Blue Circle Drive, Suite 2000
Minnetonka, MN 55343-9185
Telephone: (952) 563-3000
Facsimile: (952) 563-3001



LIST OF PATENTS AND PUBLICATIONS FOR APPLICANT'S INFORMATION DISCLOSURE STATEMENT (Use several sheets if necessary)				ATTY DOCKET NO.: S63.2Q-11088-US03		APPLICATION NO.: 10/626794	
				APPLICANT: Tracee Eidenschink			
				FILING DATE: July 22, 2003		GROUP: Not Assigned	
REFERENCE DESIGNATION				U.S. PATENT AND PUBLISHED APPLICATION DOCUMENTS			
EXAM'S INIT.		DOCUMENT NUMBER	DATE	NAME	CLASS/ SUBCLASS	FILING DATE IF APPROPRIATE	
	AA	5,413,581	05/09/1995	Goy	606/194		
	AB	5,609,605	03/11/1997	Marshall et al.	606/191		
	AC	5,613,980	03/25/1997	Chauhan	606/194		
	AD	6,096,073	08/01/2000	Webster et al.	623/1.16		
	AE	6,143,002	11/07/2000	Vietmeier	606/108		
	AF	6,183,509 B1	02/06/2001	Dibie	623/1.35		
	AG	6,210,431 B1	04/03/2001	Power	623/1.11		
	AH	6,221,090 B1	04/24/2001	Wilson	606/194		
	AI	6,221,098 B1	04/24/2001	Wilson et al.	623/1.11		
	AJ	6,258,534 B1	07/10/2001	Laugharn, Jr. et al.	435/6		
	AK	6,287,277 B1	09/11/2001	Yan	604/96.01		
	AL	6,319,275 B1	11/20/2001	Lashinski et al.	623/1.11		
	AM	6,325,826 B1	12/04/2001	Vardi et al.	623/1.35		
	AN	6,346,089 B1	02/12/2002	Dibie	603/1.15		
	AO	6,361,544 B1	03/26/2002	Wilson et al.	606/194		
	AP	6,361,558 B1	03/26/2002	Hieshima et al.	623/1.16		
	AQ	6,371,978 B1	04/16/2002	Wilson	623/1.11		
	AR	6,379,372 B1	04/30/2002	Dehdashtian et al.	606/192		
	AS	6,428,567 B2	08/06/2002	Wilson et al.	623/1.11		
	AT	6,436,104 B2	08/20/2002	Hojeibane	606/108		
	AU	6,440,161 B1	08/27/2002	Madrid et al.	623/1.11		
	AV	6,475,166 B1	11/05/2002	Escano	600/585		
	AW	6,482,211 B1	11/19/2002	Choi	606/108		
	AX	6,488,694 B1	12/03/2002	Lau et al.	606/194		
	AY	6,508,836 B2	01/21/2003	Wilson et al.	623/1.35		
	AZ	6,514,281 B1	02/04/2003	Blaeser et al.	623/1.12		
	AZZ	6,582,394 B1	06/24/2003	Reiss et al.	604/96.01		
EXAMINER			DATE CONSIDERED				
EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.							

FORM PTO-1449 (Modified)
LIST OF PATENTS AND
PUBLICATIONS

FOR APPLICANT'S INFORMATION
DISCLOSURE STATEMENT

(Use several sheets if necessary)

ATTY DOCKET NO: 99-0006US02

Serial No: N/A

APPLICANT: Tracee E.J. Eidenschink

FILING DATE: January 26, 2000

Group Art Unit: N/A

REFERENCE DESIGNATION

U.S. PATENT DOCUMENTS

EXAM'S INIT.		DOCUMENT NUMBER	DATE	NAME	CLASS	SUBCLASS	FILING DATE IF APPROPRIATE
	A	4774949	4 Oct 1988	Fogarty	128	348.1	
	B	4994071	19 Feb 1991	MacGregor	606	194	
	C	5320605	14 Jun 1994	Sahota	604	101	
	D	5613980	25 Mar 1997	Chauhan	606	194	
	E	5669924	23 Sep 1997	Shaknovich	606	108	
	F	5697971	16 Dec 1997	Fischell et al.	623	1	
	G	5720735	24 Feb 1998	Dorros	604	284	
	H	5755734	26 May 1998	Richter et al.	606	194	
	I	5755735	26 May 1998	Richter et al.	606	194	
	J	5776101	7 Jul 1998	Goy	604	104	
	K	5827320	27 Oct 1998	Richter et al.	606	194	
	L	5961490	5 Oct 1999	Adams	604	96	

FOREIGN PATENT DOCUMENTS

		DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUBCLASS	TRANSLATION	
							YES	NO
		0897700 A1	02/1999	Europe				
		WO 96/34580	11/1996	WIPO				
		WO 97/46174	12/1997	WIPO				
		WO 98/36709	08/1998	WIPO				
		WO 99/24104	05/1999	WIPO				
		0515201 A1	11/1992	Europe				
		WO 92/14508	09/1992	WIPO				
		WO 93/04722	03/1993	WIPO				

OTHER ART (Including Author, Title, Date, Pertinent Pages, Etc.)

EXAMINER

DATE CONSIDERED

EXAMINER: Initial if references considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

FORM PTO-1449 (Modified) LIST OF PATENTS AND PUBLICATIONS FOR APPLICANT'S INFORMATION DISCLOSURE STATEMENT		ATTORNEY DOCKET NO: 99-0006US02		Serial No: 09/490,808	
(Use several sheets if necessary)		APPLICANT: EIDENSCHINK		FILING DATE: 01/26/2000	
				Group Art Unit: 3731	

REFERENCE DESIGNATION		U.S. PATENT DOCUMENTS					
EXAM'S INIT.		DOCUMENT NUMBER	DATE	NAME	CLASS	SUBCLASS	FILING DATE IF APPROPRIATE
		4,950,227	08/21/1990	Savin et al.			
		5,607,444	03/04/1997	Lam			
		5,749,825	05/12/1993	Fischell et al.			

FOREIGN PATENT DOCUMENTS							
		DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUBCLASS	TRANSLATION YES NO
		0 646 365 A1	04/05/1995	EP			
		0 698 380 A1	02/28/1996	EP			
		WO 97/16217	05/09/1997	PCT			Abstract

OTHER ART (Including Author, Title, Date, Pertinent Pages, Etc.)			

EXAMINER	DATE CONSIDERED
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EXAMINER: Initial if references considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.